

## Applicant Initiated Interview Request Form

Application No.: 10/716,316First Named Applicant: Xiaochun NieExaminer: David N. WernerArt Unit: 2621Status of Application: Non-Final**Tentative Participants:**(1) David N. Werner(2) Mani Adeli (Reg No. 39,585)

(3) \_\_\_\_\_

(4) \_\_\_\_\_

Proposed Date of Interview: 12/03/2008Proposed Time: 10:00AM AM/PM**Type of Interview Requested:**(1)  Telephonic(2)  Personal(3)  Video ConferenceExhibit To Be Shown or Demonstrated:  YES  NO

If yes, provide brief description: \_\_\_\_\_

**Issues To Be Discussed**

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) <u>Rej. (§ 102(e))</u>	<u>1, 8</u>	<u>Noh</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) <u>Rej. (§ 102(b))</u>	<u>5, 12</u>	<u>Chiang</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3) <u>Rej. (§ 103(a))</u>	<u>15, 17</u>	<u>Noh, Uz</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4) <u>Rej. (§ 101)</u>	<u>8, 12, 17</u>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

 Continuation Sheet Attached**Brief Description of Argument to be Presented:**

Please see attached Appendix

An interview was conduction on the above-identified application on \_\_\_\_\_.

NOTE: This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

/Mani Adeli/

\_\_\_\_\_  
Applicant/Applicant's Representative Signature

Mani Adeli

\_\_\_\_\_  
Examiner/SPE Signature\_\_\_\_\_  
Typed/Printed Name of Applicant or Representative  
39,585\_\_\_\_\_  
Registration Number, if applicable

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application for:

Xiaochun Nie, et al.

Serial No.: 10/716,316

Filing Date: 11/17/2003

For: METHOD OF IMPLEMENTING  
IMPROVED RATE CONTROL FOR  
A MULTIMEDIA COMPRESSION  
AND ENCODING SYSTEM

Examiner: David N. Werner

Group Art Unit: 2621

**APPENDIX FOR EXAMINER INTERVIEW**

**ON DECEMBER 3, 2008 AT 10:00AM EST**

A. Claims 1 and 8

1. Noh does not disclose or suggest a method that accepts a scaling relaxation value specifying an amount to relax a scaling performed to prevent buffer underflow or overflow.
2. Noh does not disclose or suggest a method that adjusts a scaling value with a scaling relaxation value specifying an amount to relax a scaling performed to prevent buffer underflow or overflow

B. Claims 5 and 12

1. Chiang does not disclose or suggest a method that combines a complexity measure for a current digital video picture to a running average complexity measure for a series of digital video pictures in a manner that prevents the current digital video picture from significantly changing the running average complexity measure for the series of digital video pictures.

C. Claims 15 and 17

1. Neither Noh, Uz, nor the combination thereof discloses or suggests a method that determines an initial value for a scale value based on a percentage of a memory buffer space used.
2. Neither Noh, Uz, nor the combination thereof discloses or suggests a method that determines a relaxation control value to relax a scaling of the bit budget that is based on a percentage of memory buffer space used.

D. Claims 8, 12, and 17

1. Claims 8, 12, and 17 are directed towards statutory subject matter.